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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

CHASOM BROWN, MARIA NGUYEN,
WILLIAM BYATT, JEREMY DAVIS, and
CHRISTOPHER CASTILLO, individually
and on behalf of all similarly situated,

Plaintiffs,

v.

GOOGLE LLC,
Defendant.

Case No. 5:20-cv-03664-LHK

**STIPULATION AND ~~PROPOSED~~
ORDER RE LEAVE TO FILE SECOND
AMENDED COMPLAINT AND
DEADLINE TO RESPOND TO SECOND
AMENDED COMPLAINT**

Judge: Honorable Lucy H. Koh

1 This stipulation is entered into between Plaintiffs Chasom Brown, Maria Nguyen, William
2 Byatt, Jeremy Davis, and Christopher Castillo (collectively, “Plaintiffs”) and Google LLC
3 (“Google”), collectively referred to as the “Parties.”

4 WHEREAS, Plaintiffs filed their First Amended Class Action Complaint (“First Amended
5 Complaint”) on September 21, 2020 (Dkt. No. 68);

6 WHEREAS, Google filed its Motion to Dismiss Plaintiffs’ First Amended Complaint on
7 October 21, 2020 (Dkt. No. 82);

8 WHEREAS, the Court issued an order denying Google’s Motion to Dismiss Plaintiffs’ First
9 Amended Complaint on March 12, 2021 (Dkt. No. 113);

10 WHEREAS, the Parties stipulated to extend the deadline for Google to file its Answer to
11 Plaintiffs’ First Amended Complaint to April 16, 2021 (Dkt. No. 117), and the Court ordered as
12 such pursuant to the stipulation (Dkt. No. 122);

13 WHEREAS, Plaintiffs seek leave to file their Second Amended Class Action Complaint
14 (“Second Amended Complaint”), attached hereto as Exhibit A. A redline comparing the First
15 Amended Complaint to the Second Amended Complaint is attached hereto as Exhibit B;

16 WHEREAS, subject to Court approval, the Parties agree that Google shall respond to
17 Plaintiffs’ Second Amended Complaint within 30 days of Plaintiffs filing their new Complaint;

18 WHEREAS, subject to Court approval, the Parties agree that should Google move to dismiss
19 Plaintiffs’ Second Amended Complaint, Google shall file its Answer 30 days after the Court’s ruling
20 on the motion to dismiss;

21 NOW THEREFORE, the Parties stipulate as follows:

22 (1) Google’s April 16, 2021 deadline to answer Plaintiffs’ First Amended Complaint is
23 hereby VACATED.

24 (2) Plaintiffs’ request for leave to file their Second Amended Complaint is hereby
25 GRANTED.

26 (3) Google shall respond to the Second Amended Complaint within 30 days of Plaintiffs
27 filing their new Complaint. Should Google move to dismiss Plaintiffs’ Second Amended
28

Complaint, Google shall file its Answer 30 days after the Court's ruling on the motion to dismiss.

DATED: April 14, 2021

QUINN EMANUEL URQUHART &
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By /s/ Andrew H. Schapiro

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1 DATED: April 14, 2021

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Attorneys for Plaintiffs

ATTESTATION OF CONCURRENCE

I am the ECF user whose ID and password are being used to file this Stipulation and [Proposed] Order Regarding Leave to file Second Amended Complaint and Deadline to Respond to Second Amended Complaint. Pursuant to Civil L.R. 5-1(i)(3), I hereby attest that each of the signatories identified above has concurred in the filing of this document.

Dated: April 14, 2021

By /s/ Amanda Bonn

Amanda Bonn

Counsel on behalf of Plaintiffs

~~[PROPOSED]~~ ORDER

Pursuant to stipulation of the parties, the Court hereby **ORDERS:**

1. Google's April 16, 2021 deadline to answer Plaintiffs' First Amended Class Action Complaint is hereby VACATED.

2. Plaintiffs' request for leave to file their Second Amended Class Action Complaint is hereby GRANTED. The Second Amended Class Action Complaint (attached as Exhibit A) shall be deemed filed as of the date of this Order.

3. Google shall file its Answer to the Second Amended Class Action Complaint within 30 days of Plaintiffs filing their new Complaint. Should Google move to dismiss Plaintiffs' Second Amended Class Action Complaint instead, Google shall file its Answer 30 days after the Court's ruling on the motion to dismiss.

IT IS SO ORDERED.

DATED: April 15, 2021



Hon. Lucy H. Koh
United States District Judge